

**AGENDA**  
**OPEN SESSION**  
**REGULATION, ADMISSIONS AND DISCIPLINE OVERSIGHT COMMITTEE**

The State Bar of California  
180 Howard Street, 4<sup>th</sup> Floor  
Board Room 4 A/B/C  
San Francisco

December 3, 2004  
10:00 a.m. - 12:30 p.m.

*Questions regarding any agenda item should be directed to the Committee Coordinator, Doug Hull, (415) 538-2015. Committee members are encouraged to notify the Committee Coordinator as early as possible in advance of the meeting if they wish to make changes to this agenda.*

**I. REMARKS OF THE CO-CHAIRS**

**II. CONSENT ITEMS**

- A. Proposed Amendment to Rule 15.2 Rules of Procedure for Fee Arbitration and Enforcement of Awards by the State Bar–Request for Adoption Following Public Comment (Sperber) **(Back-to-back item 122)** [Pages 1-6]
- B. Proposed Amendment to the Local Rules of the San Diego County Bar Association Fee Arbitration Committee Re: Maximum Filing Fee–Request for Approval of Proposed Amendment (Sperber) [Pages 7-22]
- C. Proposed Adoption of Ventura County Bar Association Rules of Procedure for Mediation Proceedings–Request For Approval of Rules. (Sperber) [Pages 23-36]

**III. ACTION ITEMS**

- A. Proposed State Bar Policy Regarding Accommodations for Bar Examination Applicants Related to Observance of Religious Holidays – Return from Public Comment (Braun) **(Back-to-back item 121)** [Pages 37-40]
- B. Extension of Appointment of Pro Tempore Judges of the State Bar Court (Cobb) **(Back-to-back item 123)** [Pages 41-44]
- C. Approval of Revisions to Standing Committee of Professional Responsibility and Conduct (COPRAC) Rules of Procedure (Difuntorum) **(Back-to-back item 124)** [Pages 45-114]

- D. Proposal to Increase the Passing Score Required for the Multistate Professional Responsibility Examination Effective January 1, 2007–Request for Adoption Following Public Comment (Braun) **(Back-to-back item 125)** *[Pages 115-122]*
- E. Proposed Legislation to Permit Pilot Program Participants to Stipulate to and Receive Credit for Inactive Enrollment. (Cobb) **(Back-to-back item 126)** *[Pages 123-126]*

#### IV. INFORMATION ITEMS

- A. ABA Discipline System Consultation Report - Pending before the Supreme Court (Cobb)

#### V. DISCUSSION ITEMS

- A. Discussion re: January Planning Session (Miliband)
- B. Fiscal 2004 Year End Assessment Reports of Committee Workplans (Miliband) *[Pages -]*
  - 1. Committee of Bar Examiners *[Pages -]*
  - 2. Committee on Mandatory Fee Arbitration *[Pages -]*
  - 3. Committee on Professional Responsibility and Conduct (COPRAC) *[Pages -]*
  - 4. Commission for Revision of Rules of Professional Conduct *[Pages -]*
- C. Requests for information from members re: pending disciplinary matters (Miliband)
- D. Chief Trial Counsel recruitment–appointment of subcommittee (Hawley/Miliband)

#### VI. REPORT ITEMS

- A. Status Report on Admissions (Braun) *[Pages -]*
- B. Status Report on Office of Chief Trial Counsel (Nisperos)*[Pages -]*
- C. Status Report on Competence (Difuntorum) *[Pages -]*
- D. Status Report on State Bar Court (Cobb)*[Pages -]*
- E. Status Report on Client Security Fund (Cobb) *[Pages -]*

- F. Status Report on Mandatory Fee Arbitration (Sperber) [*Pages -*]
- G. Status Report on Probation Department (Cobb) [*Pages -*]

**AGENDA**  
CLOSED SESSION  
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- I. **Advise of Counsel on Open Session Agenda Items**  
Closed Pursuant to Article 3, Section 2, Subdivision (b), Rules Governing Open Meetings, Closed Sessions and Records of the Board of Governors
  - A.